

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.
PELVIC SUPPORT SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL 2327

THIS DOCUMENT RELATES TO THE
CASES IN EXHIBIT A ATTACHED HERETO

INACTIVE DOCKET ORDER

The Court has been advised by counsel that in the cases listed on the attached Exhibit A, the plaintiffs and Ethicon, Inc.¹ ("Ethicon") have agreed to a settlement model with regard to Ethicon. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep these cases on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk retire each of the cases listed on the attached Exhibit A to the pending inactive docket.
3. Plaintiffs and Ethicon may submit an agreed order of dismissal with prejudice on or before August 31, 2018; if settlements are not finalized and dismissal orders are not submitted by August 31, 2018, then the Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiffs and defendant(s) are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed

¹ As used herein, "Ethicon" refers collectively to Johnson & Johnson, Ethicon LLC, Ethicon, Inc. as well as any of its former or present parent companies, subsidiaries, affiliated companies, directors, officers, design surgeons, employees, distributors, detail representatives named in an action pending in MDL No. 2327

to a settlement model for a group of cases and claims, including those on Exhibit A. The Court will reinstate any case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the individual cases listed on the attached Exhibit A. The Clerk is further **DIRECTED** to link this Order to the Proposed Inactive Docket order filed at ECF NO. 5722, and send a copy of this Order to counsel of record and any unrepresented party.

Respectfully submitted,

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JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE

EXHIBIT A**MOTLEY RICE**

2:12-cv-00934	Ramsey v Ethicon Inc et al
2:12-cv-01643	Skeens v Ethicon Inc et al
2:13-cv-04172	Exler v Ethicon Inc et al
2:13-cv-07653	Zmijewski v Ethicon Inc et al
2:13-cv-09804	Berger v Ethicon Inc et al
2:13-cv-10177	Veselenak v Ethicon Inc et al
2:13-cv-10534	Weiss v Ethicon Inc et al
2:13-cv-16188	Myers v Ethicon Inc et al
2:13-cv-16971	Knight v Ethicon Inc et al
2:13-cv-16986	Borgard v Ethicon Inc et al
2:13-cv-17366	Polyak v Ethicon Inc et al
2:13-cv-17371	Adkins v Ethicon Inc et al
2:13-cv-18141	Orchekowsky v Ethicon Inc et al
2:13-cv-19531	Pollock v Ethicon Inc et al
2:13-cv-20792	Rettele v Ethicon Inc et al
2:13-cv-25426	Moore (Rasul) v Ethicon Inc et al
2:13-cv-28438	Villa v Ethicon Inc et al
2:14-cv-04242	Verschure v Ethicon Inc et al
2:14-cv-10158	Aprea v Ethicon Inc et al
2:14-cv-10200	Martin v Ethicon Inc et al
2:14-cv-15050	Foldenauer v Ethicon Inc et al
2:14-cv-16280	Montgomery v Ethicon Inc et al
2:14-cv-16716	Gill v Ethicon Inc et al
2:14-cv-29666	Anderson v Ethicon Inc et al
2:15-cv-12835	McNeil v Ethicon Inc et al
2:16-cv-02481	Jackson v Ethicon Inc et al
2:16-cv-02484	Miller v Ethicon Inc et al